

**VIRGINIA BOARD OF NURSING
INFORMAL CONFERENCE COMMITTEE
December 16, 2009**

TIME AND PLACE: The meeting of the Informal Conference Committee of the Board of Nursing was convened at 9:00 A.M., on December 16, 2009, in Board Room 21, Department of Health Professions, 9960 Mayland Drive, Richmond, Virginia.

MEMBERS PRESENT: Judith E. Piersall, R.N., B.S.N., Chairperson
Peregrin C. Francisco, R.N., M.S.A.

STAFF PRESENT: Ann Tiller, Compliance Manager
Brenda Krohn, R.N., M.S., Deputy Executive Director (joined later)

OTHERS PRESENT: Anne Joseph, Deputy Director, Administrative Proceedings Division

**CONFERENCES
SCHEDULED:** **Cara Garabrandt, L.P.N. 0002-075204; R.N. Applicant**
Ms. Garabrandt appeared..

CLOSED MEETING: Ms. Francisco moved that the Informal Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 9:12 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Garabrandt. Additionally, Ms. Francisco moved that Ms. Tiller and Ms. Joseph attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.
The motion was seconded and carried unanimously.

RECONVENTION: The Committee reconvened in open session at 9:15 A.M.

Ms. Francisco moved that the Informal Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.
The motion was seconded and carried unanimously.

ACTION: Ms. Francisco moved to close the case in the matter of Cara Garabrandt due to insufficient evidence to warrant disciplinary action by the Board of Nursing and recommend that the Board issue an order that Ms. Garabrandt's application meets the requirements for licensure and is approved.
The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Garabrandt unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Garabrandt within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

CONFERENCES

SCHEDULED:

Nicole De Lattre, C.N.A. Reinstatement Applicant 1401-075092

Ms. De Lattre appeared.

CLOSED MEETING:

Ms. Francisco moved that the Informal Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 9:40 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. De Lattre. Additionally, Ms. Francisco moved that Ms. Tiller and Ms. Joseph attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 9:48 A.M.

Ms. Francisco moved that the Informal Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Ms. Francisco moved to issue an order to reinstate the certificate of Nicole De Lattre to practice as a nurse aide and issue an unrestricted certificate.

The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. De Lattre unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. De Lattre within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

Ms. Krohn joined the meeting. Ms. Tiller left the meeting.

CONFERENCES

SCHEDULED:

Reginald Smith, R.M.A. Applicant by Examination

Mr. Smith did not appear.

CLOSED MEETING:

Ms. Francisco moved that the Informal Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 9:55 A.M. for the purpose of deliberation to reach a decision in the matter of Mr. Smith. Additionally, Ms. Francisco moved that Ms. Krohn and Ms. Joseph attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 10:00 A.M.

Ms. Francisco moved that the Informal Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Ms. Francisco recommended the board issue an order to deny Reginald Smith's application to take the registered medication aide exam.

The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Mr. Smith unless a written request to the Board for a formal hearing on the allegations made against him is received from Mr. Smith within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

CONFERENCES

SCHEDULED:

Caryn Gales, R.M.A. Applicant by Examination

Ms. Gales appeared.

CLOSED MEETING:

Ms. Francisco moved that the Informal Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 10:40 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Gales. Additionally, Ms. Francisco moved that Ms. Krohn and Ms. Joseph attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 10:47 A.M.

Ms. Francisco moved that the Informal Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Ms. Francisco moved that the Board issue an order to approve Caryn Gales' application to take the registered medication aide examination.

The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Gales unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Gales within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

CONFERENCES

SCHEDULED:

Terri Mallory, L.P.N. Reinstatement Applicant 0002-047693

Ms. Mallory appeared, accompanied by her sister.

CLOSED MEETING:

Ms. Francisco moved that the Informal Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 1:12 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Mallory. Additionally, Ms. Francisco moved that Ms. Krohn and Ms. Joseph attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 1:20 P.M.

Ms. Francisco moved that the Informal Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Ms. Francisco moved to issue an order to reinstate the license of Terri Mallory to practice as a practical nurse contingent upon Ms. Mallory remaining in compliance with the terms of the monitoring contract with the Health Practitioners Monitoring Program.

The motion was seconded and carried unanimously.

CONFERENCES

SCHEDULED:

Dawn Couch Burton, R.M.A. 0031-001602

Ms. Burton appeared.

CLOSED MEETING:

Ms. Francisco moved that the Informal Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 1:45 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Burton. Additionally, Ms. Francisco moved that Ms. Krohn and Ms. Joseph attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 1:50 P.M.

Ms. Francisco moved that the Informal Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION: Ms. Francisco moved to close the case and impose no sanction due to insufficient evidence to warrant disciplinary action by the Board of Nursing. The motion was seconded and carried unanimously.

CONFERENCES SCHEDULED: **Ruth French, R.N. Reinstatement Applicant 0001-186398**
Ms. French appeared, accompanied by her husband.

CLOSED MEETING: Ms. Francisco moved that the Informal Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 2:13 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. French. Additionally, Ms. Francisco moved that Ms. Krohn and Ms. Joseph attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.
The motion was seconded and carried unanimously.

RECONVENTION: The Committee reconvened in open session at 2:18 P.M.

Ms. Francisco moved that the Informal Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.
The motion was seconded and carried unanimously.

ACTION: Ms. Francisco moved to issue an order to reinstate the license of Ruth French to practice as professional nurse contingent upon verification of entry into the Health Practitioners Monitoring Program within 30 days of the order becoming final and thereafter remaining in compliance with the terms of the Health Practitioners Monitoring Program. The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. French unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. French within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

CONFERENCES SCHEDULED: **Robert C. Williams, R.N. Reinstatement Applicant 0001-168824**
Mr. Williams appeared, accompanied by his wife and Jennifer Sears-Cockram, Health Practitioners Monitoring Program Case Manager.

CLOSED MEETING: Ms. Francisco moved that the Informal Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 2:48 P.M. for the purpose of deliberation to reach a decision in the matter of Mr. Williams. Additionally, Ms. Francisco moved that Ms. Krohn and Ms. Joseph attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 2:55 P.M.

Ms. Francisco moved that the Informal Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Ms. Francisco moved to issue an order to reinstate the license of Robert Williams to practice as professional nurse contingent upon Mr. Williams remaining in compliance with the terms of the Health Practitioners Monitoring Program. The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Mr. Williams unless a written request to the Board for a formal hearing on the allegations made against him is received from Mr. Williams within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

CONFERENCES

SCHEDULED:

Tonyia Bryant, R.M.A. Applicant by Examination

Ms. Bryant did not appear.

CLOSED MEETING:

Ms. Francisco moved that the Informal Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 3:05 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Bryant. Additionally, Ms. Francisco moved that Ms. Krohn and Ms. Joseph attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 3:10 P.M.

Ms. Francisco moved that the Informal Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Ms. Francisco moved to deny Tonyia Bryant's application to take the registered medication aide examination.

The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Bryant unless a written request to the Board for a formal hearing on the allegations made against her is

received from Ms. Bryant within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

ADJOURNMENT:

The Board adjourned at 3:10P.M.

Brenda Krohn, R.N., M.S.
Deputy Executive Director

Final - Approved

VIRGINIA BOARD OF NURSING
INFORMAL CONFERENCES
December 16, 2009

TIME AND PLACE: The informal conferences held before an Agency Subordinate of the Board of Nursing were convened at 9:15 A.M., on December 16, 2009 in Hearing Room 3, Department of Health Professions, 9960 Mayland Drive, Suite 201, Richmond, Virginia.

**AGENCY
SUBORDINATE:** Jane Elliott, R.N., Ph.D.

STAFF PRESENT: Linda Kleiner, R.N., Discipline Case Manager
Mary Beth Shelton, Adjudication Specialist

**CONFERENCES
SCHEDULED:** **Charlene Moore, L.P.N. 0002-067543**
Ms. Moore did not appear.

Based upon information provided by Ms. Shelton, Dr. Elliott ruled that adequate notice was provided to Ms. Moore.

A recommended decision will be made and mailed to Ms. Moore within ninety days.

This recommendation will be presented to the full Board; if accepted, an Order will be entered. As provided by law, this decision shall be a Final Order.

**CONFERENCES
SCHEDULED:** **Erin Estep, L.P.N. 0002-035854; R.N. 0001-217887**
Ms. Estep appeared, accompanied attorney Barbara Queen; and husband, Kevin Estep.

Ms. Estep was informed a recommended decision will be made and mailed to her within ninety days.

This recommendation will be presented to the full Board; if accepted, an Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Estep unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Estep within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

**CONFERENCES
CONTINUED:** **Monique Duret, R.N. 0001-153978**
Ms. Duret did not appear.

Based upon information provided by Ms. Shelton, Dr. Elliott ruled that adequate notice was provided to Ms. Duret.

A recommended decision will be made and mailed to Ms. Duret within ninety days.

This recommendation will be presented to the full Board; if accepted, an Order will be entered. As provided by law, this decision shall be a Final Order.

CONFERENCES
SCHEDULED:

Amy Potter, R.N. 0001-162790

Ms. Potter appeared, accompanied by a friend, Peter Mueller.

Ms. Potter was informed a recommended decision will be made and mailed to her within ninety days.

This recommendation will be presented to the full Board; if accepted, an Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Potter unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Potter within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

CONFERENCES
SCHEDULED:

Mindee Cunningham, R.N. 0001-185464

Ms. Cunningham appeared.

Ms. Cunningham was informed a recommended decision will be made and mailed to her within ninety days.

This recommendation will be presented to the full Board; if accepted, an Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Cunningham unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Cunningham within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

CONFERENCES
CONTINUED:

Candy Lucas, L.P.N. 0002-067937

Ms. Lucas did not appear.

Based upon information provided by Ms. Shelton, Dr. Elliott ruled that adequate notice was provided to Ms. Lucas.

A recommended decision will be made and mailed to Ms. Lucas within ninety days.

This recommendation will be presented to the full Board; if accepted, an Order will be entered. As provided by law, this decision shall be a Final Order

CONFERENCES
CONTINUED:

Julie Jones, L.P.N. 0002-065978

Ms. Jones did not appear.

Based upon information provided by Ms. Shelton, Dr. Elliott ruled that adequate notice was provided to Ms. Jones.

A recommended decision will be made and mailed to Ms. Jones within ninety days.

This recommendation will be presented to the full Board; if accepted, an Order will be entered. As provided by law, this decision shall be a Final Order.

CONFERENCES
CONTINUED:

Summer Lane, L.P.N. 0002-074569

Ms. Lane did not appear.

Based upon information provided by Ms. Shelton, Dr. Elliott ruled that adequate notice was provided to Ms. Lane.

A recommended decision will be made and mailed to Ms. Lane within ninety days.

This recommendation will be presented to the full Board; if accepted, an Order will be entered. As provided by law, this decision shall be a Final Order.

CONFERENCES
CONTINUED:

Amanda Pullen, L.P.N. 0002-057678

Ms. Pullen did not appear.

Based upon information provided by Ms. Shelton, Dr. Elliott ruled that adequate notice was provided to Ms. Pullen.

A recommended decision will be made and mailed to Ms. Pullen within ninety days.

This recommendation will be presented to the full Board; if accepted, an Order will be entered. As provided by law, this decision shall be a Final Order

ADJOURNMENT:

The conferences were concluded at 3:45 P.M.

Linda Kleiner, R.N.
Discipline Case Manager

